

74 Rec'd PCT/PTO 09 JUL 1998

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

VO-391

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

09/101498

INTERNATIONAL APPLICATION NO.

PCT/EP96/05789

INTERNATIONAL FILING DATE

20 December 1996

PRIORITY DATE CLAIMED

17 January 1996

TITLE OF INVENTION

AIR-CONDITIONED SWITCHING CABINET

APPLICANT(S) FOR DO/EO/US


Norbert MÜLLER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
 2. ☐ This is a **SECOND OR SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
 4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
 5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)). (verified)
 7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
 8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (executed, attached to a copy of the International Application)
 10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11. to 16. below concern other document(s) or information included:
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
 14. ☒ A substitute specification. (attached to a marked-up version of the English language translation)
 15. ☐ A change of power of attorney and/or address letter.
 16. ☒ Other items or information:
 - Form PCT/IB/301
 - Form PCT/IB/304
 - Form PCT/IB/308
 - Form PCT/ISA/210 (English language version, 3 pages)
 - Transmittal of Substitute Specification
 - Certificate of Mailing by Express Mail
 - Form PTO-1449 (2 Sheets) and a copy of each and every reference cited therein
 - Return Receipt Postcard

EXPRESS MAIL NO.: EM353371240US

MAILED: 09 July 1998

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		NATIONAL APPLICATION NO. PCT/EP96/05789		ATTORNEY'S DOCKET NUMBER VO-391		
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO \$ 930.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) \$ 720.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) \$ 790.00 Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$ 1,070.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$ 98.00				CALCULATIONS		PTO USE ONLY
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$ 930.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).						
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE			
Total claims	4* - 20 =		X \$22.00			
Independent claims	1* - 03 =		X \$82.00			
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00			
TOTAL OF ABOVE CALCULATIONS =				\$ 930.00		
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).						
SUBTOTAL =				\$ 930.00		
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+		
TOTAL NATIONAL FEE =				\$ 930.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+		
TOTAL FEES ENCLOSED =				\$ 970.00		
* Based upon entry of the First Preliminary Amendment.				Amount to be: refunded	\$	
				charged	\$	
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>970.00</u> to cover the above fee is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-3550</u> . A duplicate copy of this sheet is enclosed.						
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.						
SEND ALL CORRESPONDENCE TO: Speckman Pauley Petersen & Fejer 2800 West Higgins Road, Suite 365 Hoffman Estates, Illinois 60195 (847) 490-1400 Fax: (847) 490-1403						
				 SIGNATURE		
				Douglas H. Pauley		
				NAME		
				33,295		
				REGISTRATION NUMBER		

09/101498

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Norbert MÜLLER
Title: AIR-CONDITIONED SWITCHING CABINET
Based Upon: PCT/EP96/05789
Express Mail No.: EM353371240US
Date of Deposit: 09 July 1998

CERTIFICATE OF MAILING BY EXPRESS MAIL

Box PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

I hereby certify that the following requisites of the subject patent application are being deposited with the United States Postal Service as Express Mail Post Office to Addressee No. EM353371240US, on 09 July 1998, and is addressed to Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231, together with the items listed below.

- Transmittal Letter (Form PTO-1390), in duplicate
- Executed German Language Declaration, attached to a German language copy of the International Application
- Verified English language translation of the International Application
- First Preliminary Amendment
- Transmittal of Substitute Specification

Based Upon: PCT/EP96/05789

- Substitute Specification attached to a marked-up copy of the verified English language translation
- Form PCT/IB/301
- Form PCT/IB/304
- Form PCT/IB/308
- English language copy of the International Search Report, Form PCT/ISA/210 - 3 pages
- Information Disclosure Statement, together with Form PTO-1449, two (2) pages, and with copies of each and every cited reference
- Recordation Form Cover Sheet, together with executed Assignment Document
- A check in the amount of \$970.00 to cover the fees set forth in the Transmittal Letter
- Return Receipt Postcard

Respectfully submitted,



Douglas H. Pauley
Regis. No. 33,295

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